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To the Director of Patents:

P.O. Box 1450

GROUP 3600

Alexandria, VA 22313 - 1450

I am Gary C. Johnson, applicant pro se (appn. # 10 / 021,656).

It eventually occurred to me, that my patent application never had a complete specification, and that the patent office never pointed this out. Thus depriving me of the full content of an application, and the benefits thereof.

I have been systematically mislead from the start. It is a known fact, that the Claim(s), the Drawing(s), and the Specification; support each other.

My application obviously doesn't have a "Description of the Invention"; "Detailed" or otherwise. How could the OIPE not notice this, especially when a request; for completion of a Patent Application payment was sent out (to me) ? How could an examiner not notice this; after three examinations ?

According to the "Manual of Patent Examination Procedures" (MPEP); sections: 506, 601.01(g), 702, and 702.01(B),(C). The US Patent Office, through Art Unit-3681, is in direct violation of the following codes, and regulations: 35 U.S.C.; 111(a); 112, and 37 CFR; 1.71(a),(b); 1.53(b).

My patent application, has been processed in a fraudulent manner. It is an obligation by law, for the patent examiner(s) to forthright, and forthwith point out any defects of an applicant's patent application. Herein, the patent applicant is forced into additional response / responses (by the examiner); due to additional corrections (by the applicant). Herein driving the applicant's patent application toward "Final Rejection"; which is the third examination / response.

I had to discover my own application's defects. I voluntarily corrected my (own found) mistakes, and was resisted on every point. Herein, as stated above, was forced into additional response / responses.

I once asked; Charles Marmor (the unit supervisor), which mail-stop to send amendments to, he said; that "he wasn't sure". I subsequently, sent in four duplicate packages.

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I faxed in the fourth duplicate package, after calling around the patent office for the correct fax number.

The fax numbers in the examiner's first office action, were identical; as well as the fax numbers in the examiner's second office action. The identical fax numbers of each office action (first, and second); were of a wrong designation.

I was actually informed before; by Dirk Wright, the examiner (over the phone), that "I couldn't make any drawing changes". Of course this isn't true. Any corrections can be made to a patent application, if supported by the rest of the application, and / or the drawing(s). This is when I realized what my application was lacking (a Description).

In a later communication, I called Dirk Wright on or about; 03-11-04, concerning the miscellaneous communication sent to me on; 03-02-04, which I never received. I had asked him to send me a substitute miscellaneous communication. I never received that one either. The examiner mentioned during this same conversation, that I should wait to receive notice (a response from him), before sending in a corrected "Brief of the Appeal". I have not received a response of any kind, since I received the miscellaneous communication of; 01-07-04. I informed him during this same conversation, that the "RCE" form, that I had sent with the "Appeal Brief", was a mistake. It was evident. Besides; I hadn't retracted my "Appeal Notice".

I had sent in a "Detailed Description of the Invention", and substitute claims (7, and 8), with the "Notice of Appeal". I also sent in, a "Detailed Description of the Invention", and substitute claims (7, and 8), to the "Amendment" section on; 03-12-04; in accordance with 37 CFR 1.116; they were received on; 03-16-04.

It should be noted that all, and every piece of information, that I have sent to the Patent Office thus far, has been by " U.S. Postal – confirmation mail".

I have not received a response of any kind, since I received the miscellaneous communication of; 01-07-04.

I am sending in all the pertinent information that I have; about fifty pages in all.

There are Axle, and Automobile companies that I have sent my invention to.

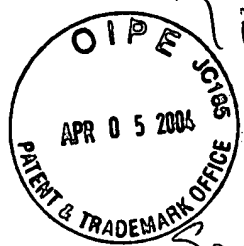
I know that this country, doesn't have a "First to File policy". Therefore, a new "Filing Date", would not necessarily allow infringement (due to a lapse of patent pending status).

But if a patent application is abandoned (whether voluntarily, or forced into abandonment), then there would be no "interference", of one patent application on file, to any other patent application, that may pertain⁴ to the same invention / claim(s).

Of course; to purposely allow infringement, or subversion of an applicant's patent application, would be a Federal matter (intellectual property-FBI). But, It would be quite easy for the proper authority, to find out if any other entity, has applied for the same invention, within the time frame of another's patent application (whether a Provisional patent application, or a Non- Provisional patent application).

I expect this matter to be resolved quickly. It is highly unlawful (Federal level fraud). But, I do not wish to further frustrate the situation, for obvious reasons. I may wish to retain my initial "Filing Date". I'll be in touch with your office in the near future.

Gary C. Johnson (313) 566-0106
2064 Lafayette
Detroit, MI. 48207



To the Commissioner,

This is a revised letter of one sent to the Director's office on: 03-29-04.

I am going to give the Patent Office, a little time (very little) to correct the situation.

This was a despicable thing, that the Art Unit-3681, has done. It would be a very bad reflection of the whole Patent Office.

Their motive is obvious, and I will be careful of adversity.

This thing hasn't bothered me, it was almost expected. I know the corruption of this world, and that evil has entered into every facet of government. It was a good game, but the game is over.

See Ya!

Mark 13:8